

Applicant or Patentee: Roslin Institute (Edinburgh) Attorney's Docket No.: 2980-003
Serial or Patent No.: 08/803,165
Filed or Issued: February 19, 1997
For: UNACTIVATED OOCYTES AS CYTOPLAST RECIPIENTS FOR NUCLEAR TRANSFER

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: Roslin Institute (Edinburgh)

ADDRESS OF ORGANIZATION: Roslin, Midlothian EH25 9PS, Great Britain

TYPE OF ORGANIZATION:

- ☐ UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION
☐ TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) AND 501(c)(3))
☐ NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA
(Name of State: _____)
(Citation of Statute: _____)
☐ WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c)(3)) IF LOCATED IN THE UNITED STATES OF AMERICA
☐ WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA
(Name of State: _____)
(Citation of Statute: _____)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled UNACTIVATED OOCYTES AS CYTOPLAST RECIPIENTS FOR NUCLEAR TRANSFER by inventor(s) Keith Henry Stockman Campbell and Ian Wilmut described in

- ☐ the specification filed herewith
☒ application Serial No. 08/803,165, filed February 19, 1997.
☐ patent no. , issued .

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or by a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

DECLARATION AND POWER OF ATTORNEY FOR APPLICATION UNDER 35 USC 111(a)

As a below named inventor, I hereby declare that:

My residence, post office and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter claimed and for which a patent is sought on the invention entitled UNACTIVATED OOCYTES AS CYTOPLAST RECIPIENTS FOR NUCLEAR TRANSFER, the specification of which ☐ is attached hereto ☒ was filed on February 19, 1997 as Application Serial No. 08/803,165 and was amended on (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

☒ I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 or Section 365 of any foreign and/or International (PCT) application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

<u>Number</u>	<u>Country</u>	<u>Day/Month/Year filed</u>	<u>Priority Claimed</u>	
			<u>Yes</u>	<u>No</u>
PCT/GB96/02098	Great Britain	August 30, 1996	X	
GB 9517779.6	Great Britain	August 31, 1995	X	

☒ I hereby claim the benefit under Title 35, United States Code, Section 120 or 365 of any United States and/or International (PCT) application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or International (PCT) filing date of this application:

Prior U. S. Application(s):

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status: Patented, Pending, Abandoned</u>
PCT/GB96/02098	August 30, 1996	Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorney(s) and/or agent(s): Allan M. Lowe, Reg. No. 19,641; Robert L. Price, Reg. No. 22,685; Stephen A. Becker, Reg. No. 26,527; Robert E. LeBlanc, Reg. No. 17,219; Israel Gopstein, Reg. No. 27,333; Benjamin J. Hauptman, Reg. No. 29,310; Kenneth E. Krosin, Reg. No. 25,735; Frank P. Presta, Reg. No. 19,828; Gilberto M. Villacorta, Reg. No. 34,038; Gene Z. Robinson, Reg. No. 33,351; Chittaranjan N. Nirmel, Reg. No. 30,408; Keith E. George, Reg. No. 34,111; Christopher W. Brody, Reg. No. 33,613; Arthur J. Steiner, Reg. No. 26,106; Edward J. Wise, Reg. No. 34,523; Alfred A. Stadnicki, Reg. No. 30,226; David L. Stewart, Reg. No. 37,578; John A. Hankins, Reg. No. 32,029; Brian D. Hickman, Reg. No. 35,894; Demetra J. Mills, Reg. No. 34,506; Alexander Yampolsky, Reg. No. 36,324; Timothy R. DeWitt, Reg. No. 35,857; William H. Beha, Reg. No. 38,038; Irah H. Donner, Reg. No. 35,120; Eric J. Kraus, Reg. No. 36,190; Leon R. Turkevich, Reg. No. 34,035; Michael E. McCabe, Jr., Reg. No. 37,182; Edward A. Becker, Reg. No. 37,777; Kenneth M. Berner, Reg. No. 37,093; James H. Meadows, Reg. No. 33,965; Stephen C. Carlson, Reg. No. 39,929; Michael G. Gilman, Reg. No. 19,114; Glenn Snyder, Reg. No. P41,428; Thomas A. Jolly, Reg. No. 30,241 and Keith J. Townsend, Reg. No. 40,358, all of

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with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to them.

Full name of sole or first inventor: Keith Henry Stockman Campbell

Inventor's signature:

Keith H. Campbell

Date: 13-05-97

Residence: Midlothian, Great Britain

Citizenship: Great Britain

Post Office Address: c/o Roslin Institute (Edinburgh), Roslin, Midlothian EH25 9PS, Great Britain

Full name of second joint inventor: Ian Wilmut

Inventor's signature:

Ian Wilmut

Date: May 13 1997

Residence: Midlothian, Great Britain

Citizenship: Great Britain

Post Office Address: c/o Roslin Institute (Edinburgh), Roslin, Midlothian EH25 9PS, Great Britain

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: J. W. WITHERS
TITLE IN ORGANIZATION: COMPANY SECRETARY
ADDRESS OF PERSON SIGNING: % ROSLIN INSTITUTE (EDINBURGH) ROSLIN MIDLOTHIAN EH25 9PS . UK.
SIGNATURE: [Signature]
DATE: 13-5-97

006280-46705960

INTERFERENCE DIGEST

Interference No. 104,809

Paper No. 14

Name: Keith H.S. Campbell et al.

Serial No.: 09/650,194

Patent No.

Title: UNACTIVATED OOCYTES AS CYTOPLAST RECIPIENTS FOR NUCLEAR TRANSFER

Filed: 08/29/00

Interference with Strelchenko et al.

DECISION ON MOTIONS

Administrative Patent Judge, _____ Dated, _____

FINAL DECISION

Board of Patent Appeals and Interferences, Favorable Dated, 1/22/04

Court, _____ Dated, _____

REMARKS

This should be placed in each application or patent involved in interference in addition to the interference letters.

Docket No.: 112800.300

PATENT/OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Keith Campbell, et al.

Serial No. 08/803,165

Filed: February 19, 1997

: Group Art Unit: 1632

: Examiner: Crouch

For: Unactivated Oocytes as Cytoplasm Recipients for Nuclear Transfer

ASSOCIATE POWER OF ATTORNEY

Honorable Commissioner of
 Patents and Trademarks
 Washington, D.C. 20231

Sir:

The undersigned Attorney of record hereby grants an associate power of attorney to the following registered practitioner to permit the practitioner to file related applications and to transact all business in the Patent and Trademark Office connected therewith:

Kenneth J. Meyers, Esq.
 Registration No. 25,146
 Finnegan, Henderson, Farabow, Garrett & Dunner
 1300 Eye Street, N.W., Suite 700
 Washington, D.C. 20005

Respectfully submitted,

PEPPER HAMILTON LLP

G. M. Villacorta
 Gilberto M. Villacorta, Ph.D.
 Registration No. 34,038

600 Fourteenth Street, N.W.
 Washington, D.C. 20005-2004
 (202) 220-1200
 Date: 8-14-00

00650194-082900

ASSIGNMENT

In consideration of the premises and other good and valuable consideration in hand paid, the receipt and sufficiency of which is hereby acknowledged, the undersigned,

(1) Keith Henry Stockman Campbell
(2) Ian Wilmut
(3) _____

(4) _____
(5) _____
(6) _____

who have made a certain new and useful invention, hereby sell, assign and transfer unto

Roslin Institute (Edinburgh), Roslin, Midlothian EH25 9PS, Great Britain

its successors and assigns (hereinafter designated "ASSIGNEE") the entire right, title and interest for the United States of America as defined in 35 U.S.C. 100 in the invention entitled

UNACTIVATED OOCYTES AS CYTOPLAST RECIPIENTS FOR NUCLEAR TRANSFER

(a) for which an application for United States Letters Patent was filed on February 19, 1997, and identified by United States Serial No. 08/803,165; or

(b) for which an application for United States Letters Patent was executed on , May 13th, 1997

and the undersigned hereby authorize and request the United States Commissioner of Patents and Trademarks to issue any and all United States Letters Patent which may be granted therefor and any and all extensions, divisions, reissues, substitutes, renewals, continuations, or continuations-in-part thereof, and the right to all benefits under the International Convention for the Protection of Industrial Property to the said ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives; the undersigned agree that the attorneys of record in said application shall hereafter act on behalf of said ASSIGNEE;

AND the undersigned hereby agree to transfer a like interest, and to render all necessary assistance in making application for and obtaining original, divisional, reissued or extended Letters Patent of the United States, upon request of the said ASSIGNEE, its successors, assigns and legal representatives, and without further remuneration, in and to any improvements, and applications for patent based thereon, growing out of or related to the said invention; and to execute any papers by the said ASSIGNEE, its successors, assigns and legal representatives, deemed essential to ASSIGNEE's full protection and title in and to the invention hereby transferred.

SIGNED on the dates indicated aside our signatures:

INVENTORS

DATE SIGNED

1) _____
Name: Keith Henry Stockman Campbell *KHS Campbell*
2) _____
Name: Ian Wilmut *I Wilmut*
3) _____
Name: _____
4) _____
Name: _____
5) _____
Name: _____
6) _____
Name: _____

_____ 13.05.97.
_____ May 13 1997

JC905 U.S. PTO

09/650194



The Patent Office acknowledges, and has stamped hereon, the date of receipt of the items checked:

	<input type="checkbox"/> SMALL ENTITY	Fee (\$)
Doc. No. <u>112800.300</u>	() Information Disclosure Statement W/PTO 1449 and References	
Serial No. <u>08/803,165</u>	() Assignment and Fee	
Applicant <u>CAMPBELL</u>	() Certified Priority Doc.(s)	-0-
<u>et al.</u>	() Response to Restrict/Elect. Req.	-0-
(X) Associate Power of Attorney	() Amendment	
	() Supplemental/Substitute Declaration	-0-
	() Request for Approval of Drawing Revisions	-0-
	() Notice of Appeal and Fee	
	() Appeal Brief (3 copies) and Fee	
	() Reply Brief (NO FEE)	-0-
	() Extension of Time _____ mos.	
	() Terminal Disclaimer and Fee	
	() Formal Drawings _____ Sheets	-0-
	() Issue Fee	
	() Request for Corrected Filing Receipt	
	() COA/POA	
	Total Fee	-0-

☐ Charge to
Deposit Account _____

☒ Charge to
Deposit Account 50-0436

Initials: delm